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FACSIMILE TRANSMITTAL SHEET

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| TO: | FROM: |
| Examiner P. Elisca/Art Unit 3621 | John J. Torrente |
| COMPANY: | DATE: |
| United States Patent & Trademark Office | May 14, 2003 |
| FAX NUMBER: | TOTAL NO. OF PAGES INCLUDING COVER: |
| 703-872-9327 | 3 |
| PHONE NUMBER: | SENDER'S REFERENCE NUMBER: |
| | B588-011 |
| RE: | YOUR REFERENCE NUMBER: |
| Response to Office Action | 09/648,870 |

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

We are forwarding herewith: Facsimile Transmittal Sheet; Request To Consider Formal Matter in the application of Hiroyuki Hara, Serial No.: 09/648,870 for CHARGE CALCULATION APPARATUS AND METHOD filed August 25, 2000; in Group 3621.

Official

Respectfully submitted,

John J. Torrente
John J. Torrente
Reg. No. 26,359
Attorney for Applicant

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MAY 15 2003

GROUP 3600

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office, on: May 14, 2003

May 14, 2003
Date of Signature
John J. Torrente
Signature

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PATENT
B588-011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hiroyuki Hara
Serial No. : 09/648,870
For : CHARGE CALCULATION APPARATUS AND METHOD
Filed : AUGUST 25, 2000
Examiner : P. Elisca
Art Unit : 3621

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

REQUEST TO CONSIDER PENDING FORMAL MATTER

On pages 3 and 4 of the Amendment Under 37 CFR § 1.121(a), filed on February 27, 2003, applicant requested that the Examiner consider and clarify a formal matter related to the filing of applicant's priority document. However, upon review of the Office Action of April 30, 2003 responding to this Response, the Examiner has failed to address this matter. Applicants, by this paper, again formally request that the Examiner consider and clarify this matter.

For the Examiner's convenience, applicant has quoted below the discussion of this issue previously set forth in the February 27, 2003 Amendment:

"A review of the file for this application shows that there is an issue that requires correction and entry by the Examiner. Particularly, with respect to filing of a certified copy of the priority document for this application with the U.S. Patent and Trademark Office ("PTO"), it is noted that such certified copy was filed November 15, 2000 with a transmittal form with mail certification with the PTO.

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on:

May 14, 2003

John J. Torrente

Signature

May 14, 2003
Date of Signature


(see copies of filed documents) A stamped postcard indicating receipt by the PTO on November 20, 2000 was received by our firm, a copy of which is attached. A recent printout from the PAIR system, a copy of which is attached, appears to confirm that such certified copy was filed with the PTO on November 20, 2000 (see entry numbered 8). However, in the Office Action, no acknowledgment of this document is indicated on the "Office Action Summary" page. It is respectfully requested that the Examiner clarify this inconsistency and notify the undersigned counsel by telephone (212-682-9640) on the status of this document and confirm the entry thereof."

The Examiner's immediate response to this Request would be greatly appreciated.

Dated: May 14, 2003

Respectfully submitted,

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